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PTO/S 8/21 (08-04)

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## TRANSMITTAL FORM

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Total Number of Pages in This Submission

4

Application Number

09/930,422

Filing Date

08/15/2001

First Named Inventor

Peter Ar-Fu Lam

Art Unit

3627

Examiner Name

Buchanan, Christopher R

Attorney Docket Number

BPCODE2

### ENCLOSURES

(Check all that apply)

☐

Fee Transmittal Form

☐

Fee Attached

☐

Amendment/ Reply

☐

After Final

☐

Affidavits/declaration(s)

☐

Extension of Time Request

☐

Express Abandonment Request

☐

Information Disclosure Statement

☐

Certified Copy of Priority Document(s)

☐

Reply to Missing Parts/ Incomplete Application

☐

Reply to Missing Parts under 37 CFR 1.52 or 1.53

☐

Drawing(s)

☐

Licensing-related Papers

☐

Petition

☐

Petition to Convert to a Provisional Application

☐

Power of Attorney, Revocation

☐

Change of Correspondence Address

☐

Terminal Disclaimer

☐

Request for Refund

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CD, Number of CD(s) \_\_\_\_\_

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Landscape Table on CD

☐

After Allowance Communication to TC

☐

Appeal Communication to Board of Appeals and Interferences

☐

Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)

☐

Proprietary Information

☐

Status Letter

☐

Other Enclosure(s) (please identify below):

3 pages of interview summary

Remarks

### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name

Signature



Printed name

Peter Ar-Fu Lam

Date

October 30, 2007

Reg. No.

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Peter Ar-Fu Lam

Date

Oct. 30, 2007

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US Patent Application 09/930,422

**RECEIVED  
CENTRAL FAX CENTER****OCT 30 2007****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In Re Application of:

PETER AR-FU LAM

Serial No. 09/930,422

Filed: 08/15/01

For: Body Profile Coding method  
and apparatus useful for  
assisting users to select  
wearing apparelExaminer:  
Buchanan, Christopher R.

Group: 3627

Docket: BPCODE2

Hon. Commissioner of Patents  
and Trademarks

October 30, 2007

Sir,

**Interview summary****(A) Date and time of interview:**

October 30, 2007 2:15pm Pacific time;

**(B) Type of interview:**

Telephone interview

**(C) Substances of interview:**

The interview focused on discussing how the cited prior art read on independent claim 40, to justify a rejection under 35 U.S.C. 103(a). Claim 40 claimed 3 steps:

- a step to define m different physical dimensional parameters of a human body;
- a step a step to measure each m defined physical dimensional parameters to produce m values; and
- a step to process said m values to produce a multiple digits compressed BP code for representing said m values

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**1. Claim limitation - a step to define m different physical dimensional parameters:**

Spackova did not explicitly disclose a step to define m different physical dimensional parameters. However, Spackova taught this step because the disclosure of Spackova enables the step to define m different physical dimensional parameters. The examiner gave an example that the distance between the indicia 72 and 74 can become the first physical dimensional parameter and the distance between the indicia 72 and 75 can become the second physical dimensional parameter. The applicant asked what were the physical dimensional parameters defined by this step (such as waist, inseam in the subject application). The examiner indicated that Spackova did not explicitly name the parameters defined, but the system of Spackova can be used to name a first parameter to represent the distance between the indicia 72 and 74, and to name a second parameter to represent the distance between the indicia 72 and 75.

**2. Claim limitation - a step to measure each m defined physical dimensional parameters to give m values:**

The examiner agreed that Spackova did not explicitly disclose a step to actually measure the physical dimensional parameters defined. However, the computer 80 (col. 4 lines 15-21) of Spackova enables any distances between two indicia to be measured, including the physical dimensional parameters defined by the distances between indicia 72 to 74, and 72 to 75 indicated above.

**3. Claim limitation - a step to process said m values to produce a multiple digits compressed BP code for representing said m values:**

The examiner agreed that Powell did not explicitly disclosed the process of compressing data. However, the abstract of Powell taught the step to compress data. The PC hardware and software for receiving an electronic coupon from the systems of computer networks, translating the received coupon into binary format is viewed by the examiner as a step to compress data. Secondly, the examiner further highlighted page 4, lines 4-6 of the office action that feature of compressed code is an old expedient in the art and official notice is hereby taken of the use of compressed data.

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**4. Allowable subject matter:**

The examiner indicated that if the independent claims are combined with limitation of claim 8, then the claim will be allowable.

**6. Mutually agreed interview summary:**

This interview summary had been reviewed and agreed both by the examiner and the applicant, to be truthful results of the interview.

Respectfully submitted,



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I hereby certify that this correspondence is being fax to: Commissioner for Patents, with the fax number (571) 273-8300 on October 30, 2007.



Peter Ar-Fu Lam